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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

VESTA STRATEGIES, LLC,  
  
Plaintiff,

v.

ROBERT E. ESTUPINIAN, GINNY  
ESTUPINIAN, MUTUAL VISION, LLC,  
MILLENNIUM REALTY GROUP,  
VESTA REVERSE 100, LLC, VESTA  
CAPITAL ADVISORS, LLC, and  
CAROL-ANN TOGNAZZINI,

Defendants.

CAROL-ANN TOGNAZZINI,  
  
Counter-Claimant,

v.

VESTA STRATEGIES, LLC,  
  
Counter Defendant.

CASE NO. C 07-06216 JW RS

**STIPULATION TO EXTEND TIME FOR  
PLAINTIFF/COUNTER DEFENDANT  
VESTA STRATEGIES, LLC AND THIRD  
PARTY DEFENDANT JOHN TERZAKIS  
TO FILE RESPONSIVE PLEADING TO  
DEFENDANT CAROL-ANN  
TOGNAZZINI'S COUNTER-CLAIM  
AGAINST VESTA STRATEGIES, LLC  
AND THIRD PARTY CLAIM AGAINST  
JOHN TERZAKIS**

CAROL-ANN TOGNAZZINI,  
Third Party Plaintiff,  
v.  
JOHN TERZAKIS,  
Third Party Defendant.

Pursuant to L.R. 6-1(a) it is stipulated by and between the parties, through their respective counsel, that Plaintiff/Counter Defendant Vesta Strategies, LLC and Third Party Defendant John Terzakis may have an extension of time, to and including April 7, 2008, to answer or otherwise respond to Carol-Ann Tognazzini's Counter-Claim Against Vesta Strategies, LLC and Third Party Claim Against John Terzakis.

IT IS SO STIPULATED

Dated: March 27, 2008

LAW OFFICES OF DAVID L. OLSON

By: /s/ David L. Olson  
David L. Olson, Esq.

Attorney for Defendant CAROL-ANN  
TOGNAZZINI

Dated: March 27, 2008

McDERMOTT WILL & EMERY LLP

By: /s/ Aron J. Frakes  
Aron J. Frakes, Esq.

Attorneys for Plaintiff and Counter  
Defendant VESTA STRATEGIES, LLC;  
and Third Party Defendant JOHN  
TERZAKIS

**DECLARATION RE: SIGNATURE PURSUANT TO GENERAL ORDER 45 § X**

I, Aron J. Frakes, declare as follows:

1. I am an attorney at the law firm of McDermott Will & Emery LLP, counsel of record for Plaintiff/Counter Defendant Vesta Strategies, LLC and Third Party Defendant John Terzakis in the action entitled *Vesta Strategies, LLC v. Estupinian, et al.*, Case No. C 07 06216 JW RS, pending before this Court. I am a member of good standing of the State Bar of Illinois and am admitted *pro hac vice* to practice in this action. I have personal knowledge of the facts set forth in this Declaration and, if called as a witness, could and would testify competently to such facts under oath.

2. I attest that the conformed signature of David L. Olson, counsel of record for Defendant Carol-Ann Tognazzini, appearing in the signature block of the **STIPULATION TO EXTEND TIME FOR PLAINTIFF/COUNTER DEFENDANT VESTA STRATEGIES, LLC AND THIRD PARTY DEFENDANT JOHN TERZAKIS TO FILE RESPONSIVE PLEADING TO DEFENDANT CAROL-ANN TOGNAZZINI'S COUNTER-CLAIM AGAINST VESTA STRATEGIES, LLC AND THIRD PARTY CLAIM AGAINST JOHN TERZAKIS**, is the signatures of David L. Olson, and that I have been authorized to file that stipulation on his behalf.

Executed on the 27th day of March, 2008 at Chicago, Illinois. I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

/s/ Aron J. Frakes

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